

Franchise Tax Board

NO ANALYSIS REQUIRED

Author: Haynes Analyst: Darrine Distefano Bill Number: SB 1419
Related Bills: See Prior Analysis Telephone: 845-6458 Amended Date: 04-13-2000
Attorney: Patrick Kusiak Sponsor: _____

SUBJECT: Private Information Protection Act

- _____ ANALYSIS NOT REQUIRED of this bill -- Not within scope of responsibility of this department.
_____ TECHNICAL BILL -- No program or fiscal changes to existing program.
 X BILL AS AMENDED NO LONGER WITHIN SCOPE of responsibility or program of the department.
_____ TECHNICAL AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is _____.
_____ MINOR AMENDMENT - No change in previously submitted analysis required. Approved position of prior analysis is _____.
_____ MINOR AMENDMENT - No change in approved position of _____. See comments below.
_____ OTHER - See comments below.

COMMENTS:

This bill would create the Private Information Protection Act. It would place restrictions and regulations on the collection, retention and use of any private information without specific statutory authorization or the informed consent of the persons to whom that information pertains. This bill would restrict medical personnel and governmental agencies (county, city or state, with certain exceptions for law enforcement) in the collection, retention and use of any private information, as defined specifically with reference to medical profiling.

The April 13, 2000, amendments changed the title of the act to "Private Information Protection Act." The amendments added "for the purpose of medical profiling" to the definition of private information. The amendments deleted all references to unique individual personal identifiers, merchants, educational institutions, third parties, biannual written contact between entities and individuals, the penal system and various other provisions.

The March, 27, 2000, amendments changed the title of the act to "Biometric and Private Information Protection Act." The amendments added a definition for "private information" and changed most references to UIPIs to refer to private information that contains the unique individual personal identifiers. The amendments added "grant recipient" to the definition of "state."

This bill, as amended April 13, 2000, would not impact the department's programs and operations or state income tax revenues.

Board Position:

_____ S	_____ NA	_____ NP
_____ SA	_____ O	<u> X </u> NAR
_____ N	_____ OUA	_____ PENDING

Franchise Tax Board Staff**Date**

Darrine Distefano

4/26/00